

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lang et al.

Application No.: 10/681,749

Group No.: 3733

Filed: October 7, 2003

Examiner: Philogene, P.

For: Minimally Invasive Joint Implant with 3-Dimensional Geometry Matching the Articular Surfaces

Mail Stop Amendment**Commissioner for Patents****P.O. Box 1450****Alexandria, VA 22313-1450****RESPONSE TRANSMITTAL**

1. Transmitted herewith is a response for this application.

STATUS

2. Applicant asserts small entity status.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS						
	REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	107	— 148	= 0	x \$ 25.00	= \$ 0.00		
INDEP.	6	— 23	= 0	x \$ 105.00	= \$ 0.00		
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$ 0.00		
				TOTAL ADDIT. FEE	\$ 0.00		

No additional fee for claims is required.

FEE DEFICIENCY

5. If an extension and/or fee is required, charge Account No. 19-4972.

If a fee for claims is required, charge Account No. 19-4972.

Date: July 16, 2008

/Alexander J. Smolenski, Jr., #47,953/

Alexander J. Smolenski, Jr.

Registration No. 47,953

BROMBERG & SUNSTEIN LLP

125 Summer Street

Boston, MA 02110-1618

617-443-9292

Customer No. 02101

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lang et al. Att'y Docket: 2960/112
Appln. No.: 10/681,749 Filing Date: October 7, 2003
Customer No.: 75059 Confirmation No.: 8140
Examiner: Philogene, P. Art Unit: 3733
Invention: Minimally Invasive Joint Implant with 3-Dimensional Geometry Matching the
Articular Surfaces

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Attn: Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE E

Dear Sir:

This response is responsive to the Office Action mailed May 20, 2008. The applicants respond as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 14 of this paper.